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Attorneys for Plaintiff

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

URSULA BYRAM, S.B. by and
through guardian *ad litem* TIMOTHY
BYRAM, N.B. by and through
guardian *ad litem* TIMOTHY
BYRAM, and A.B. by and through
guardian *ad litem* KAITLYN
HUMENCHUK, individually and as
successors-in-interest to Everett
Byram,

Plaintiffs,

v.

COUNTY OF LOS ANGELES,
BLAKE RUNGE, and DOES 1-10,
inclusive,

Defendants.

Case No.: 2:23-cv-9285-SB (MARx)

**SUPPLEMENTAL JOINT RULE 26(f)
REPORT**

Judge: Hon. Stanley Blumenfeld

Date: Jan 19, 2024

Time: 8:30 AM

Location: Courtroom 6C

350 West First Street,

Los Angeles, CA 90012

Original Complaint: Nov 3, 2023

County Answer: Dec 6, 2023

Blake Runge Answer: Dec 19, 2023

Trial (Proposed): October 29,
2024

MSC: Jan 19, 2024

SUPPLEMENTAL JOINT RULE 26(f) REPORT

The parties hereby submit their Supplemental Joint Rule 26(f) Report pursuant to the Court's Minutes (Dkt. 31).

Pursuant to *Federal Rule of Civil Procedure* Rule 26(f), the parties have met and conferred electronically and provide the following updates to the Court's Order:

I. Judicial Magistrate

On January 30, 2024, Defendants proposed three (3) options for a magistrate judge: Douglas McCormick, Shashi H. Kewalramani, and Maria Audero. These options were rejected Plaintiffs' counsel.

On February 1, 2024, Plaintiffs then proposed two (2) options for magistrate judges: Pedro Castillo and Margo Rocconi.

Defendants has likewise rejected Plaintiffs' proposed magistrate judges. Defendants will provide additional proposed magistrate judges shortly. The parties continue to work together to agree upon a suitable magistrate judge.

II. Cell Phone and Laptop

On February 16, 2023, Judge Connie Quinones issued a search warrant for the laptop and cell phone of Everett Byram and their contents. Defendants report that these two (2) devices are currently part of an ongoing police investigation regarding the February 10, 2023 incident.

Both the cellphone and laptop are password protected. Plaintiff Ursula

1 Byram refused to provide investigators with a password/access code to the devices.
2 Defendants report that investigators have been using an electronic program that
3 inputs hundreds of thousands of passwords until the correct password is generated
4 in order to access the contents of the devices. This process of generating a password
5 necessarily takes a considerable amount of time to gain access to the devices. As
6 of today's date, the investigators have not gained access to the devices and,
7 therefore, the investigators cannot simply transfer the data contained on the devices
8 because they have yet to gain access to them. Defendants have made the
9 investigators aware of the need to return the devices and they continue to work to
10 gain access so they can then transfer the data and return the devices to Plaintiffs.
11
12

13
14 Defendants asked if Plaintiffs would provide the passwords to the devices
15 so that investigators could instantly gain access to the devices and then could make
16 a copy of the contents of the devices and return them. Plaintiffs have declined to
17 provide the passwords, citing a lack of valid reason from the County for accessing
18 the information on the devices. Further, Plaintiffs believe that this request infringes
19 on their privacy rights.
20
21

22 Defendants are currently making efforts to contact the lead investigator in
23 order to provide Plaintiffs with as many details as possible on the progress of
24 gaining access to both the laptop and cell phone.
25

26 Plaintiffs have informed Defendants that if the devices are not returned by
27 February 9, 2024, they will seek an order from this Court compelling their return.
28

1 Defendants continue to work to accommodate this request by Plaintiffs
2 stated deadline.

3 **III. Supplemental Initial Disclosures**
4

5 A Protective Order has been agreed upon, signed and filed with the Court.
6 Defendants have provided Plaintiffs with Supplemental Initial Disclosures and all
7 documents identified in Defendants' Supplemental Initial Disclosures as of
8 February 2, 2024.
9

10 DATED: February 2, 2024 LAW OFFICES OF DALE K. GALIPO
11

12
13 By: /s/Cooper Alison-Mayne
14 Dale K. Galipo
15 Cooper Alison-Mayne
16 *Attorneys for Plaintiffs*

17 DATED: February 2, 2024 HURRELL CANTRALL LLP
18

19
20 By: /s/Jordan S. Stern
21 THOMAS C. HURRELL
22 NICOLE G. ORTEGA
23 JORDAN S. STERN
24 Attorneys for Defendants COUNTY OF
25 LOS ANGELES and DEPUTY BLAKE
26 RUNGE
27
28